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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 **BRIAN TERRANCE ALVAREZ-**
10 **GILBERG, an individual,**

11 **Plaintiff,**

11 **vs.**

12 **GEICO CASUALTY COMPANY, a**
foreign corporation; DOES I through X;
13 and ROE CORPORATIONS I through
X, inclusive,

14 **Defendants.**

Case No.: 2:20-CV-01583-RFB-VCF

**STIPULATION AND PROPOSED
ORDER TO STAY CASE
PENDING MEDIATION**

15 Plaintiff, Brian Terrance Alvarez-Gilberg, (hereinafter “Plaintiff”), by and
16 through his attorneys of record, CLAGGETT & SYKES LAW FIRM, and
17 Defendant Geico Casualty Company, (“Defendant”), by and through its
18 attorneys of record, McCORMICK, BARSTOW, SHEPPARD, WAYTE &
19 CARRUTH LLP., hereby stipulate and request an order staying all proceedings
20 and discovery in this matter pending mediation. The parties have agreed to
21 engage in a mediation of all claims presented in Plaintiff’s Complaint. The
22 parties believe that the mediation has a high chance of success, and in an effort
23 to be as efficient as possible, in terms of both time and expenses, would like to
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1 refrain from conducting expensive and time-consuming discovery while the
2 mediation is pending. The parties have identified potential mediators and will
3 be conducting the mediation on or before February 15, 2021. If the mediation is
4 successful, the case will be resolved in its entirety. Accordingly, the parties
5 propose the following:

6 This matter be stayed in its entirety until February 22, 2021¹. On or
7 before February 22, 2021, the parties will submit a joint status report to the
8 Court indicating the result of the mediation and either proposing a discovery
9 plan and scheduling order or a schedule for completion of the settlement. This is
10 the parties' first request for a stay in this matter and is made in good faith and
11 not for the purpose of delay. As a trial date has not yet been set in this case, the
12 trial will not be postponed due to the requested stay.

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22 ¹ Defendant recently served Interrogatories, Requests for Production of Documents, and
23 Requests for Admissions on Plaintiff, and the parties hereby agree responses thereto will be
24 due March 24, 2021, should a settlement not be reached.

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Based on the foregoing, the parties respectfully request that the Court enter an order granting the parties requested relief.

DATED this 28th day of December, 2020.

DATED this 28th day of December, 2020.

CLAGGETT & SYKES LAW FIRM

McCORMICK, BARSTOW,
SHEPPARD, WAYTE & CARRUTH
LLP

/s/ Joseph Mott

/s/ Jonathan Carlson

Joseph N. Mott
Nevada Bar No. 12455
Attorneys for Plaintiff

Jonathan Carlson
Nevada Bar No. 10536
Attorneys for Defendant

ORDER

IT IS HEREBY ORDERED this matter is stayed in its entirety until February 22, 2021.

IT IS FURTHER ORDERED the parties will submit to the Court a joint status report on or before February 22, 2021. The status report will include the results of the parties' mediation efforts and propose a schedule for the case to proceed either with discovery or the completion of the settlement process.

DATED this 12th day of January, 2021.



RICHARD E. BOULWARE, II
United States District Court